IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE HARUN-UL-RASHID

WEDNESDAY, THE 19TH SEPTEMBER 2007 / 28TH BHADRA 1929

LA.App..No. 697 of 2003(D)

LAR.174/2000 of ADDL.SUB COURT,PARAVUR
.....

APPELLANT: ADDL. 2ND RESPONDENT:

KOCHI INTERNATIONAL AIRPORT SOCIETY,
ANGAMALY, REPRESENTED BY ITS
MANAGING DIRECTOR.

BY ADV. SRI.N.N.SUGUNAPALAN, SC, KIAS LTD.

RESPONDENTS: CLAIMANT & RESPONDENTS:
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1. SAJAN, S/O. ANTONY,
PARAVOOKARAN, PADAYATTY.
NAYATHODE KARA, ANGAMALI VILLAGE,
ALUVA TALUK.

2. STATE OF KERALA, REPRESENTED BY
THE DISTRICT COLLECTOR, ERNAKULAM.

BY

THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD ON 19/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH & HARUN-UL-RASHID, JJ.

L.A.A.No.697 of 2003

Dated this the 19th day of September, 2007

JUDGMENT

Kurian Joseph,J.

This appeal is filed against the judgment and decree in L.A.R.No.174/2000 on the file of the Additional Sub Court, North Paravur. The acquisition is for the purpose of Kochi International Airport. The reference court relied on the judgment in L.A.R.No.294/1999. Learned counsel for the appellant submits that the said judgment and decree has been set aside and the matter has been remitted to the reference court as per judgment in L.A.A.No.65/2003. For parity of reasons we set aside the judgment and decree in this case and remit the matter to the reference court. Since the matter is thus remanded, the appellant will be entitled to refund of the court fee.

(KURIAN JOSEPH, JUDGE)

(HARUN-UL-RASHID, JUDGE)

ahg.

KURIAN JOSEPH &
HARUN-UL-RASHID, JJ.

L.A.A.No.697 of 2003

JUDGMENT

19th September, 2007